

U.S. Department of Justice

Executive Office for Immigration Review

Office of the General Counsel

5107 Leesburg Pike, Suite 2150 Falls Church, Virginia 22041

May 10, 2019

Matthew Hoppock MuckRock News DEPT MR 69767 411A Highland Ave Somerville, MA 02144-2516

Re:

FOIA 2019-21473

Dear Mr. Hoppock,

This letter is in response to your Freedom of Information Act (FOIA) request to the Executive Office for Immigration Review (EOIR) in which you seek documents from the BIA intranet webpage.

Responsive documents are enclosed. There will be no charge for the enclosed documents.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. See http://www.justice.gov/oip/foiapost/2012foiapost9.html.

You may contact our FOIA Public Liaison at the telephone number 703-605-1297 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web

site: https://www.foiaonline.gov/foiaonline/action/public/home. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sinderely

Joseph R. Schaaf

Senior Counsel for Administrative Law

Circulation Shee	ets	Routing Slips / Cover	Sheets
Title	Paper Color	Title	Paper Color
Panel 1	Pale Yellow	3 Board Member Referral Sheet	White
Panel 2	Salmon	High Profile Case Cover Sheet	Hot Pink
Panel 3	Orange	CO Screening Panel Routing Sheet	White
Panel 3 - Interim Order	White	Motions Referral Sheet	White
Panel 4	White	ROP Routing Slip Mental Competency	White
Panel 4 - Interim Order	White	Routing Sheet Board Wide Holds	White
Mixed Panel	White	Routing Sheet	
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Revision Sheets	s	Attorney Case Processing	White
Title	Paper Color	Merits Panel Circulation	White
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Panel 3	Green	Issue Sheet	White
Panel 4	Green	Quality Problem Correction Sheet	White
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PANEL 1 CIRCULATION SHEET

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☐ RECIRCULATE

A#(s):	N	ame(s):		
BOARD MEMBER	INITIALS & DATE	VOTE (YES/NO)	SOP (DISSENT/CONCUR/OTHER)	DECISION BANK
Patricia A. Cole				
Anne J. Greer				
Blair T. O'Connor				
Linda S. Wendtland				
Teresa L. Donovan				
Scott Rosen				
ATTORNEY / PARALEGAL				
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JR (Check box if referral to OCIJ for possible IJ conduct issue)		S/ANALYSIS CIR	AC (Check box if referral to conduct and/or possible)	OGC for attorney ble fraud issue)
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JR (Check box if referral to OCIJ for possible IJ conduct issue)		S/ANALYSIS CIR	AC (Check box if referral to conduct and/or possible)	OGC for attorney ble fraud issue)
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			DECISION CODES: Check one decision code in bold type
GRO	UP I:		(Generally apply to Appeals)
	sus	=	Appeal Sustained (Not Resulting in Remand or Termination)
	DIS	=	Appeal Dismissed (Not resulting in Remand or Termination)
	DVD	=	Appeal Dismissed (With voluntary departure granted)
	SAF	=	Summary Affirmance (With regulatory language only)
	SAV	=	Summary Affirmance (With voluntary departure)
	SUD	=	Summary Dismissal
GRO	UP II:		(Generally apply to Motions NOT motions to remand filed while appeal pending at Board)
	DEN	=	Motion Denied
	GNR	=	Motion Granted/Case completed - No Remand
	FMD	=	Sole basis for denial of R's Franco motion is b/c R would remain removable & ineligible for relief, or ineligible for relief
GRO	UP III:		(May apply to either Appeals or Motions)
	ACR	=	Sole basis for remand is to return record to the IC to correct deficiency in file (e.g., defective/missing transcript or decision)
	BCR	=	Sole basis for remand to the IC is for background and security checks
	REM	=	Any part of the decision results in a remand to the IC or DHS EXCEPT when ACR or BCR apply
	NJU	=	Board lacks jurisdiction to review merits of appeal or motion (includes untimely appeals)
	WDL	=	Withdrawal
	TER	=	Proceedings terminated (also use when dismissing appeal of IJ termination of proceedings
	CFG	=	Board decision results in final grant of CoR Cap Case (certain EOIR-42B and EOIR-40 applications)
	CFD	=	Board overturns IJ grant of CoR Cap Case, no remand (certain EOIR-42B and EOIR-40 applications)
	CFV	=	Board overturns IJ grant of CoR Cap Case, with grant of Voluntary Departure (certain EOIR-42B and EOIR-40 applications)
GROU	JP IV:		(Apply when proceedings Administratively closed)
	ABC	=	Administratively closed based on ABC Settlement Agreement
	СТМ	=	Administratively closed as permitted by Matter of Castro-Tum for reasons other than for ABC
GROL	JP V:		(USE ONLY WHEN NONE OF THE OTHER DECISION CODES APPLY)
	отн	=	Other (None of the other decision codes apply)
	REMI	NDI	ER: If this code is selected include information in the Special Instruction to Docket field of the circulation cheet

REMINDER: If this code is selected, include information in the Special Instruction to Docket field of the circulation sheet advising of the need to include information in Decision Comments in CASE

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PANEL 2 CIRCULATION SHEET

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Board of Immigration Appeals

☐ RECIRCULATE

A#(s):	Na	ame(s):			
BOARD MEMBER	INITIALS & DATE	VOTE (YES/NO)	SOP (DISSENT/CONCUR	R/OTHER)	DECISION BANK
Garry D. Malphrus					
Michael J. Creppy					
Ellen Liebowitz					
Hugh G. Mullane					
Michael Baird					
Mark Noferi					
ATTORNEY / PARALEGAL					
	SPECIAL INSTRUC	CTION TO DOCKET		******	
IJR (Check box if referral to OCIJ for possible IJ conduct issue) IJ:	COMMENTS	/ANALYSIS	conduc	oox if referral to OGC ct and/or possible fra	
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			DECISION CODES: Check one decision code in bold type
GRO	UP I:		(Generally apply to Appeals)
	sus	=	Appeal Sustained (Not Resulting in Remand or Termination)
	DIS	=	Appeal Dismissed (Not resulting in Remand or Termination)
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	SUD	=	Summary Dismissal
GRO	UP II:		(Generally apply to Motions NOT motions to remand filed while appeal pending at Board)
	DEN	=	Motion Denied
	GNR	=	Motion Granted/Case completed - No Remand
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GRO	UP IV:		(Apply when proceedings Administratively closed)
	ABC	=	Administratively closed based on ABC Settlement Agreement
	СТМ	=	Administratively closed as permitted by Matter of Castro-Tum for reasons other than for ABC
GRO	UP V:		(USE ONLY WHEN NONE OF THE OTHER DECISION CODES APPLY)
	ОТН	=	Other (None of the other decision codes apply)
			ER: If this code is selected, include information in the Special Instruction to Docket field of the circulation sheet of the need to include information in Decision Comments in CASE

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PANEL 3 CIRCULATION SHEET

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Board of Immigration Appeals

☐ RECIRCULATE

A#(s):	N	ame(s):			
BOARD MEMBER	INITIALS & DATE	VOTE (YES/NO)	(DISSEN	SOP T/CONCUR/OTHER)	DECISION BANK
Chuck Adkins-Blanch					
Ed Kelly					
Ana Mann					
Beth Liebmann					
Daniel Morris					
ATTORNEY / PARALEGAL					
	SPECIAL INSTRU	CTION TO DOCKET	Г		
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			DECISION CODES: Check one decision code in bold type
GRO	UP I:		(Generally apply to Appeals)
	sus	=	Appeal Sustained (Not Resulting in Remand or Termination)
	DIS	=	Appeal Dismissed (Not resulting in Remand or Termination)
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GRO	UP V:		(USE ONLY WHEN NONE OF THE OTHER DECISION CODES APPLY)
	отн	=	Other (None of the other decision codes apply)

REMINDER: If this code is selected, include information in the Special Instruction to Docket field of the circulation sheet advising of the need to include information in Decision Comments in CASE

Board of Immigration Appeals Circulation S	heet	p	☐ RECIRCULATE
INTERIM ORDER CIRCULATION	ON SHEET	Copy of Circ. Sheet & signed	decision Yes
Panel 3		A#(s): Name(s):	
Initials indicate opinion noted.		Number of Orders to b	e Signed:
Board Members	Initials & Date	Remarks	Decision Bank
Chuck Adkins-Blanch	-3005 /		
Ed Kelly			
Ana Mann			
Beth Liebmann			
Daniel Morris			
Attorney / Paralegal			
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PANEL 4 Circulation Sheet

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DOCUMENT FILENAME: Copy of Circulation Sheet to ATTY/PL, TL & SPA	A#(s):	Na	ame(s):		
Edward R. Grant Molly Kendall Clark ATTORNEY / PARALEGAL SPECIAL INSTRUCTION TO DOCKET Copy of Circulation Sheet to ATTY/PL, T. & SPA COR Cap Case? YES North referral to OCU for possible IJ conduct issue) COMMENTS/ANALYSIS CIRCUIT: DOCUMENT FILENAME:	BOARD MEMBER	INITIALS & DATE			DECISION BANK
Molly Kendall Clark ATTORNEY / PARALEGAL SPECIAL INSTRUCTION TO DOCKET Copy of Circulation Sheet to ATTY/PL, TL & SPA COR Cap Case? YES N JR (Check box if referral to OCU for possible IJ conduct issue) AC (Check box if referral to OCC for attorn conduct and/or possible fraud issue) U: COMMENTS/ANALYSIS CIRCUIT:	John Guendelsberger				
ATTORNEY / PARALEGAL SPECIAL INSTRUCTION TO DOCKET Copy of Circulation Sheet to ATTY/PL, TL & SPA COR Cap Case? YES N AC Check box if referral to OCJ for conduct and/or possible fraud issue) U: COMMENTS/ANALYSIS CIRCUIT:	Edward R. Grant				
SPECIAL INSTRUCTION TO DOCKET Copy of Circulation Sheet to ATTY/PL, TL & SPA CoR Cap Case? YES N IJR (Check box if referral to OCIJ for possible IJ conduct issue) COMMENTS/ANALYSIS CIRCUIT:	Molly Kendall Clark	<u></u>			
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Board of Immigration Appeals			☐ RECIRCULATE			
INTERIM ORDER CIRCULA	ATION SHEET	Copy of Cir. Sheet & Signed	25,454 ±			
Panel 4		A#(s): Name(s):				
Initials indicate opinion noted.	,					
Board Members	Initials & Date	Remarks	Decision Bank			
John Guendelsberger			2			
Edward R. Grant						
Molly Kendall Clark						
Attorney / Paralegal						
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Staff Attorney for Adjudication	Western Team	for B/S	astern Team for B/S			
Priority Team for B/S	Screening Par	el for Adjudication				
Other:						

	Na	ıme(s):			
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ATTORNEY / PARALEGAL					
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			DECISION CODES: Check one decision code in bold type
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REMINDER: If this code is selected, include information in the Special Instruction to Docket field of the circulation sheet advising of the need to include information in Decision Comments in CASE

EN BANC CASE CIRCULATION SHEET

A#(s):	Name(s):						
BOARD MEI	MBER	INITIALS & DATE	En Banc	Join	Remarks		
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- 1. PLEASE RETURN TO KRYSTAL BRACKETT FOR ELECTRONIC EN BANC IF THERE ARE ANY "YES" VOTES.
- 2. IF ALL ARE "NO" VOTES, PLEASE SEND OUT TO DOCKET AND SEND A COPY OF THIS CIRCULATION SHEET TO KRYSTAL BRACKETT.

CASE COMMENTS:

PANEL 1 REVISION SHEET

Alien Name(s):_		¥.	A#(s)):	
		Keith Campbell (KRC) / S			
Tea	am A	Te	eam B	Teal	m C
H. Holiona	(HMH) / TL	☐ S. Gully	(SJG) / TL	☐ Y. Elhady	(YE1) / TL
J. Crossett	(JPC)	A. Betourney	(AEB)	☐ J. Gaffney	(JHG)
R. Curtis	(RIC)	☐ J. Biggiani	(JMB)	G. Grinberg-F	(GGF)
S. Janec	(SJJ)	☐ T. Carey	(TSC)	☐ J. Hassell	(JSH)
A. Korniluk	(AFK)	S. Czaykowsł	ky (SCZ)	⊤ K. Hope	(KYC)
☐ M. MacGregor	(MRM)	☐ K. Degischer	(KMD)	☐ J. Kerby	(JMK)
K. Milliman	(KBM)	☐ H. Gimbel	(HAG)	☐ C. Krapf	(CLK)
S. Niksa	(SEN)	☐ T. Ibarra	(TTI)	☐ H. Sanders	(HES)
M. O' Herron	(MOH)	R. Kozbelt	(RMK)	☐ E. Welsh	(EAW)
		☐ M. Mlynar	(MAM)	☐ E. Whitford	(EJW)
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		☐ B. Yerger	(BDY)		7
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Discuss with Me		Revise or Co	orrect as Indicated belo	ow .	
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o:		(Staff Attorney)		From:	(SPA / 1
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		Staff Attorney Use On	ıly - Additional Comr	ments		

PANEL 2 REVISION SHEET

Alien Name(s):_		A#(s):		
	□ K	aren Phillips-Savoy (KPS) / Senior Panel Attorney _		
Tea	ım E	Team F	Tea	am G
□ D. Echeverry	(DBE) / TL	M. Foote Monsky (MEF) / TL	☐ K. Parsad	(KPM) / TL
☐ K. Brown	(KOB)	M. Baumeister (MBB)	D. Brown	(DGB)
S. Covell	(SCC)	D. Fitzgerald (DSF)	☐ A. Dutra	(AVD)
A. Duong	(ATD)	C. Friauf-Evans (CSE)	□ D. Faherty	(DF3)
S. Helf	(SOH)	L. Gill (LJG)	J. Geller	(JBG)
M. Hodgson	(MDH)	A. Kim (AK3)	☐ H. Hansen	(HKH)
	(WRS)	P. McDermott (PJM)	G. Hendricks	(GRH)
M. Wright	(MLW)	D. Reddy (DBR)	C. Rossi	(CBR)
		L. Restrepo (LMR)	☐ J. Soto	(SOJ)
		K. Waters (KW)	☐ N. Sykes	(NCS)
			C. Waltz	(CMW)
		Board Member Use Only		
Return To:		Return by:	Recircula	ate
Discuss with Me		Revise or Correct as Indicated below		
Board M	lember:	Date:		
	Se	enior Panel Attorney or Team Leader Use Only	☐ See Com	ments on reverse side
To:			From:	
	(Stall Atto	inney	å 3.7333M;	(SPA/TL)
			☐ See Comr	nents on reverse side
		Staff Attorney Use Only		
☐ Completed ☐ Ref	turn to Board Member:		From:	
			□ See Comm	nents on reverse side

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ŀ	Staff Attorney Use Only - Additional Comments						
-	- Manual Communication						

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PANEL 3 REVISION SHEET

Alien Name(s):				A#(s):			
			Julia Egy (JEE) / Senior Panel A	Attorney		
□ D 01-1		am K			m R	DOT THE PROPERTY WHEN THE PARTY OF THE PARTY	am T
D. Saadat	(DAS) / TL	1 <u>22-2</u> 2 32 - 2020 110 35	1007007447	N. Henriksen	(NSH) / TL	R. Fishbein	(RSF) / TL
B. Brown	(BGB)	L. MacIntyre	(LIM)	D. Clancy	(DGC)	R. Acosta	(RA)
P. Ching	(PKC)	S. Miller	(SAM)	E. Faris	(ECF)	J. Bovier	(JJB)
A. Doss	(AMD)	L. Salva	(LAS)	L. Miovski	(MIO)	☐ N. Dehn	(NND)
G. Farmakides	(GSF)	C. Schlosser	(CGS)	A. Munro	(AGM)	☐ B. Hunter	(TBH)
M. Glickman	(MNG)	☐ I. Tereschenko	(IVT)	S. O'Cadiz	(SAO)	D. Johnson	(DCJ)
G. Gonzalez	(GLG)			☐ M. Pizzo	(MTP)	S. Mancuso	(SMM)
				☐ A. Strathern	(ADS)	☐ M. Nelsen	(MLN)
				☐ T. Tierney	(TST)	S. Rajan	(SHA)
						D. Rider	(DER)
			Board	d Member Use Only			
Return To:				Return by:		Recircula	ate
Pa	ard Mambar						
Во	ard Member:			Date:		☐ See Com	ments on reverse side
Senior Panel Attorney or Team Leader Use Only							
То:		(Staff Attorney)			Fre	om:	(SPA / TL)
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						☐ See Comm	nents on reverse side

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		All All Indiana
	Senior Panel Attorney Or Team Leader Use Only - Additional Comments	
	Senior Paner Attorney Or Team Leader Ose Only - Additional Comments	
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	Staff Attorney Use Only - Additional Comments	
	Stall Attorney use Only - Additional Comments	

PANEL 4 REVISION SHEET

E. Borkowski ELB	Alien Name(s):				A#(s	s):	
J. Martella (JCM) /TL			☐ Senior	Panel Attorney _			
J. Martella J.J.M./T.L C. Gearin (G.J.C) / T.L C. Gearin (G.J.	Tea	ım N	Tea	m Q	Tea	ım P	FRC Cases
Service (SDB)	☐ J. Martella	(JCM) / TL	M. Chestnutt	(MDC) / TL	C. Gearin	(GJC) / TL	
B. Burton (BDB) S. Berry (SWB) S. Cropp (STC) C. Corcos (CRC) C. Puffer (CEP) K. Gearhart (KGE) E. Larsen (EJL) K. Robinson (KR) J. McKenzie (MCJ) E. Maurice (EGM) S. Scally (ELS) E. Newman (EPN) C. Michaelis (CAM) S. Sheehan (SBS) E. Roll (ER1) D. Premysler (DP) K. Torstenson (KFT) S. Sheehan (SBS) J. Tyler (JST) M. Stotmeister (MS) Board Member Use Only Return To: Return To: Return by: Revise or Correct as Indicated below Board Member: Date: See Comments on reverse side Senior Panel Attorney or Team Leader Use Only Staff Attorney / Paralegal Use Only Staff Attorney / Paralegal Use Only	E. Borkowski	ELB)	E. Bates	(EB)		(WA)	☐ E. Roll (ER1)
C. Corcos (CRC)	S. Bryant	(SDB)	C. Belvedere	(CEB)	S. Alcaraz	(SJA)	
E. Larsen (EJL) K. Robinson (KR) J. McKentzle (MCJ) E. Maurice (EGM) E. Scally (ELS) E. Newman (EPN) C. Michaells (CAM) S. Sheehan (SBS) E. Roll (ER1) D. Premysler (DP) K. Torstenson (KFT) L. Samuels (LBS) A. Santucci (SAN) C. Whaley (CEW) N. Scott (NLS) J. Tyler (JST) Return by: Recirculate Discuss with Me Revise or Correct as indicated below	☐ B. Burton	(BDB)	S. Berry	(SWB)	S. Cropp	(STC)	
E. Maurice (EGM) E. Scally (ELS) E. Newman (EPN) C. Michaelis (CAM) S. Sheehan (SBS) E. Roll (ER1) D. Premysler (DP) K. Torstenson (KFT) L. Samuels (LBS) A. Santucci (SAN) C. Whaley (CEW) N. Scott (NLS) J. Tyler (JST) Return To:	C. Corcos	(CRC)	C. Puffer	(CEP)		(KGE)	
C. Michaelis (CAM)	☐ E. Larsen	(EJL)		(KR)	☐ J. Mckenzie	(MCJ)	
D. Premysler (DP)	E. Maurice	(EGM)	☐ E. Scally	(ELS)	☐ E. Newman	(EPN)	
A Santucci (SAN) C. Whaley (CEW) N. Scott (NLS) J. Tyler (JST) Search Member Use Only Return To: Return by: Revise or Correct as Indicated below Recirculate Discuss with Me Date: Search Member: Search Attorney or Team Leader Use Only To: Search Member: Search Attorney or Team Leader Use Only Search Member: Search Attorney or Team Leader Use Only	C. Michaelis	(CAM)	S. Sheehan	(SBS)	☐ E. Roll	(ER1)	
Board Member Use Only Return To: Return by: Recirculate Discuss with Me Revise or Correct as Indicated below Board Member: Date: See Comments on reverse side Senior Panel Attorney or Team Leader Use Only To: Session Panel Attorney or Team Leader Use Only See Comments on reverse side Staff Attorney / Paralegal Use Only	D. Premysler	(DP)		(KFT)	L. Samuels	(LBS)	
Board Member Use Only Return To:	A. Santucci	(SAN)	C. Whaley	(CEW)	☐ N. Scott	(NLS)	
Board Member Use Only Return To: Return by: Return by: Return by: Recirculate Revise or Correct as Indicated below Board Member: Date: Revise or Correct as Indicated below See Comments on roverse side See Comments on roverse side Staff Attorney / Paralegal Use Only	☐ J. Tyler	(JST)			M. Stotmeister	(MS)	
Return To: Return by: Revise or Correct as Indicated below Board Member: Date: See Comments on reverse side Senior Panel Attorney or Team Leader Use Only To: Staff Attorney / Paralegal Use Only							
Return To: Return by: Revise or Correct as Indicated below Board Member: Date: See Comments on reverse side Senior Panel Attorney or Team Leader Use Only To: Staff Attorney / Paralegal Use Only							
Board Member: Date: Senior Panel Attorney or Team Leader Use Only To: (Staff Attorney/ Paralegal Use Only Staff Attorney / Paralegal Use Only				Board Men	nber Use Only		
Board Member:	Return To:			Retur	rn by:		Recirculate
Senior Panel Attorney or Team Leader Use Only To:	☐ Discuss with M	le		□R	evise or Correct as Indic	ated below	
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To: (Staff Attorney or Team Leader Use Only To: (Staff Attorney) From: (SPA/TL) See Comments on reverse side Staff Attorney / Paralegal Use Only	Во	oard Member:			Date:		See Comments on reverse side
(SPA/TL) See Comments on reverse side Staff Attorney / Paralegal Use Only							
Staff Attorney / Paralegal Use Only	To:		(Staff Attorney)			From	: (SPA / TL)
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Board Member Use Only - Additional Com	ments
Senior Panel Attorney Or Team Leader Use Only - Addi	itional Comments
Cheff Albarra / Barria / Barria / Barria	
Staff Attorney / Paralegal Use Only - Additional C	comments

v!

Alien Name(s):		A#(s):	
	Dist Order Board Member Name	Initial & Date	
	☐ Patricia A. Cole		
	☐ Anne J. Greer		
MEMO DISTRIBUTION	☐ Blair T. O'Connor		
	☐ Linda S. Wendtland		
	□ Teresa L. Donovan		
	☐ Scott Rosen		
1			
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Board Member Memo Author U	Board Member:		Date:
(c)			
2nd Board Member Use Board Me	mber:	Date:	See Attached Additional Comments
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		/	
			See Attached Additional Comments
3rd Board Member Use Board Me	mber:	Date:	See Attached Additional Comments
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Alien Name(s):	A#((s):
	Dist Order Board Member Name	Initial & Date
	Garry D. Malphrus	
	☐ Michael J. Creppy	
MEMO DISTRIBUTION	☐ Ellen Liebowitz	
	☐ Hugh G. Mullane	
	☐ Michael Baird	
	☐ Mark Noferi	
Board Member Memo Author Use (Only	
Board Member Memo Author Ose C	Board Member:	Date:
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3rd Board Member Use Board Member:	Date:	See Attached Additional Comments
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Alien Name(s):		A#(s):	
	Dist Order Board Member Name	Initial & Date	
	☐ Chuck Adkins-Blanch		
	☐ Ed Kelly		
MEMO DISTRIBUTION	☐ Ana Mann		
	☐ Beth Liebmann		
	☐ Daniel Morris		
Board Member Memo Autho	r Use Only Board Member:		Date:
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3rd Board Member Use Board	Member:	Date:	See Attached Additional Comments
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Alien Name(s):			A#(s):		
	Dist Orde	er Board Member Name		Date	
		☐ John Guendelsberger]
		□ Edward R. Grant			
MEMO DISTRIBUTION					
/					
Board Member Memo	Author Use Only	Board Member:			Date:
	¥				
2nd Board Member Use	Board Member:		Date:		See Attached Additional Comments
3rd Board Member Use	Board Member:		Date:		See Attached Additional Comments
			Duto		,

REFERRAL FOR THREE-BOARD-MEMBER REVIEW

BOARD OF IMMIGRATION APPEALS

	A#: Case Name:
1	Case not appropriate for One-Board Member order. Forward for Three-Board Member review.
	REASON FOR REFERRAL: The need to
	 □ Settle inconsistencies among the rulings of different IJs □ Establish a precedent construing the meaning of laws, regulations or procedures □ Review an IJ or DHS decision that is not in conformity with the law or applicable precedents □ Resolve a case or controversy of major national import □ Review a clearly erroneous factual determination by an IJ □ Reverse the decision of an IJ, other than for an intervening law, regulation or preceden
	Attorney Initials: Date:
	Comments: (Please briefly describe the critical issues)
	Approvals
	Approval: Date: Board Member Initials

A#	

HIGH PROFILE CASE(S)

PAN	CL	
MERITS	SCREENING	
☐ Panel 1	Panel 3	
☐ Panel 2	Panel 4	
Attorney/Paralegal: Before circulating propose who must be emailed in the E-Mail section below sheet on top of the completed circulation sheet.	ed decision, please: (1) Identify the individua w; and (2) Place and staple the completed cove	ls er
Panel Support Staff: As soon as the decision to the designated Senior Panel Attorney (SPA).	is signed, please deliver the ROP and decisio	n
<u>Docket</u> : As soon as the signed decision is individuals identified below; and (2) Ensure that the SPA (or TL if SPA is on leave) as soon as po	a copy of the issued decision is hand-carried t	il o
E-Mail:		
Staff Attorney/Paralegal	AND	
Team Leader (TL)	AND	
Senior Panel Attorney (SPA)	AND	

Reminder: This cover sheet should be stapled on top of the circulation sheet.

OTHER

Screening Panel Routing Sheet

A Number:		Date:
From:		
☐ BIA LACK	(S JURISDICTION	
☐ BLANK A	PPEAL FORM with NO BRIEF FILED for	rom appealing party
☐ BOUNCE	D CHECK	
☐ DEFECTIV	VE TRANSCRIPT (Including missing IJ d	lecision)
☐ I-601A PR	OVISIONAL WAIVER	
☐ JOINT MO	OTION (w/signature of alien/rep & DHS)	
☐ LOST ALI	EN	
☐ MOOT AP	PEAL (alien deceased)	
☐ MOOT BO	DND	
☐ MOTION T	TO ACCEPT LATE-FILED BRIEF (must	include motion and brief)
☐ MOTION T	TO RECALENDAR or REINSTATE	
☐ MOTION T	O RECONSIDER PRIOR SUMMARY D	ISMISSAL ORDER
☐ MOTION T	TO RECONSIDER PRIOR "NJU" ORDE	R
	O REISSUE BOARD DECISION	
	WITH NON-OPPOSITION	
☐ "NO ROP"	'CASES (ROP never received or missin	g)
□ NUMBERE	ED-BARRED MOTION	
☐ REQUEST	TO CHANGE "A" NUMBER	
STATUS G	GRANTED (Citizenship, LPR, I-730, U Vi	sa)
UNTIMELY	YAPPEAL	
UNTIMELY	Y MOTION	
☐ WAIVED A	APPEAL (requires transcript)	
☐ WITHDRAY	WN APPEAL OR MOTION	
☐ WITHDRAY	WN ATTORNEY OF RECORD	

☐ FRANCO MOTION

MOTIONS REFERRAL

The motion in this case requires substantial consideration of the underlying Board decision. Accordingly, this case is referred to the Panel checked below.

PANEL: -1-2-3-	
Prior Board Member(s): Team of Prior Staff Attorney: TL of Prior Staff Attorney: Prior Staff Attorney:	
Motion Referred by:	
COMMENTS	

ROP Routing Slip

FROM: DATE: DATE:	A-#+			
Board Member Supervisory Case Manager Eastern Region Team Docket				
Clock Stapped? Yes No Clock Started? Yes No When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 Cock Started? Yes No	☐ Attorney Manager☐ Staff Attorney	☐ Support Staff☐ Board Member Secretary	☐ Western Region Team☐ Priority Case Management	□ Docket □
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 COCATION: RE: DATE: DATE: Board Member Supervisory Case Manager Eastern Region Team Motions Team Docket Attorney Manager Support Staff Western Region Team Docket Staff Attorney Board Member Secretary Priority Case Management Case Storage Team DOMMENTS:	OMMENTS:			
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 TO:				
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 TO:				
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 COCATION: RE: DATE: Board Member Supervisory Case Manager Eastern Region Team Motions Team Docket Attorney Manager Support Staff Western Region Team Docket Staff Altorney Board Member Secretary Priority Case Management Case Storage Team DOMMENTS:				
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 COCATION: RE: DATE: Board Member Supervisory Case Manager Eastern Region Team Motions Team Docket Staff Altomey Board Member Secretary Priority Case Management Case Storage Team DOMMENTS:				
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 TO:				
When forwarding or returning an ROP that has been sent to you, strike our Box 1 above, and complete Box 2 below. 2 TO:				
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Attorney Manager Support Staff Western Region Team Docket Staff Attorney Board Member Secretary Priority Case Management Paralegal Case Storage Team Docket Docket Docket Do		The second secon	nt to you, strike our Box 1 above, and o	THE RESERVE OF THE RESERVE OF THE PARTY OF T
DMMENTS:	When forwarding TO:	or returning an ROP that has been sen	at to you, strike our Box 1 above, and a LOCATION: RE:	complete Box 2 below.
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	TO: A#: FROM: Board Member Attorney Manager Staff Attorney Paralegal	or returning an ROP that has been sen	LOCATION: RE: DATE: Eastern Region Team Western Region Team Priority Case Management	Motions Team

REMEMBER TO SCAN ROP!

MENTAL COMPETENCY CASE ROUTING SHEET rev. July 2018 A#(s):_____ Name(s): BOARD ATTORNEY: (Initials/Date) MENTAL COMPETENCY (Check all applicable boxes) ARIZONA/CALIFORNIA/WASHINGTON OTHER STATES Detained Not Detained Unrepresented Represented Before: | IJ BIA Before: | IJ BIA Deemed mentally not competent to represent self by IJ Deemed mentally competent to represent self by IJ Argument regarding mental competence raised on appeal No competency determination made by IJ Indicia of mental incompetence presented in record. (Explain briefly below) RECOMMENDATION BY BOARD ATTORNEY: (Initials/Date) Not a Mental Competency case; Return to Supv. Case Mgmt. Specialist BOARD MEMBER: (Initials/Date) Adjudicate case: Return to Board Attorney Not a Mental Competency case: Return to Supv. Case Mgmt. Specialist Other:

BOARD WIDE HOLDS ROUTING SHEET

то: Holds Drop Off Box	Location: 23rd Floor/Case Drop #2336
A#(s):	Re:
FROM:	Date:
Please Inc	dicate Type of Hold
Negusie (persecutor bar) Negusie perseuctor bar (NG)	
To be completed by SPA, TL, Superviso	ory Case Manager or Staff/Management Assistant
Day(s) left on clock	k prior to placing case on Hold.
Please return to:	
Nan	me Panel Team
Reviewed - no alternative ground apparen	nt
	Team Leader's Signature

Print Form

ATTORNEY CASE PROCESSING CHECKLIST

BEFORE WRITING:

	chec see if n	K C.A.S.E In C.A.S.E., verify that you are the assigned attorney and read any Comments; check to nultiple cases are pending (if so, they are usually adjudicated together, except bond cases.)
	MULT	IPLE ALIENS - For cases with multiple aliens, verify
		All aliens listed on Notice of Appeal or Motion have appropriate entries in C.A.S.E. You have all ROPs.
		LINESS - Check timeliness of motion/appeal (be sure to check Clerk's Office closure information ack perpetual calendar for holidays).
	DHS A	PPEAL - If a DHS appeal, verify that Appellate Counsel has reviewed the ROP (if there is no blue apled to the front of the ROP, check the Docket information in C.A.S.E.).
	CHAR other cl	GING DOCUMENT - Review type of proceeding, name, charges, and disposition on NTA (or narging document), and determine whether there are lodged charges (filed on Form I-261).
	I.J. DE	CISION - Verify that ROP contains complete I.J. written decision or transcript of oral decision.
	TRANS	SCRIPT - Verify that transcript is complete and does not contain excessive "inaudibles."
	BACK	GROUND CHECKS - Verify that transcript indicates pertinent background checks were ted.
	TABBI	NG - Tab any Form I-261 (lodged charge), application for relief, prior I.J. or Board decisions, etc.
BEFO	RE CIRC	ULATING:
	RE-CH	ECK C.A.S.E Approve or reject case for streamlining in C.A.S.E. and re-check Comments.
	PROOF	FREAD - Proof the following:
	000000	Verify A#s and spelling of each alien's name, including any a.k.a. if not suing an automated order. Verify that heading lists proper type of proceeding (e.g., removal, deportation, asylum only, etc.). Verify spelling of attorney names, and ensure that counsel has filed a Form EOIR-27. Check body of decision for spelling and formatting. If order mentions alien's country of nationality, verify that country is correct and spelled correctly. Verify that V.D. order is included if applicable, and that it grants same number of days as I.J. granted, up to 60 days (or up to 30 days and <i>Chouliaris</i> order in deportation proceedings). Ensure that there is an ORDER: at beginning of Per Curiam decision and no second "ORDER:" at end of a Per Curian decision; for non-Per-Curiam decisions, verify there is an "ORDER:" at the end.
		Ensure that signature line is not alone on a page.
	MULTI on the N	PLE ALIENS - For cases with multiple aliens, ensure that there is a decision for each alien listed otice of Appeal/Motion and that each alien is listed in the decision heading.
	DOCUM	MENT SUMMARY - If applicable, ensure Document Summary is attached to draft.
	CIRCU	LATION SHEET - Prepare Circulation Sheet.
		Circle one decision code <u>and</u> one disposition code on back. Sign and date the Circulation Sheet. If 3-Board Member case, use appropriate circulation sheet and 3-BM Referral Sheet. Affix purple or orange dot, if required. SCAN - Scan ROP to Circulation.

Merits Panel Circulation Checklist

A # _	
	Reviewer's initials and date
Cap	A number(s) should appear on all pages (type et al. involving more than one respondent) Hearing location - city and state Alien's name(s) including any alias ("a.k.a.") Type of proceeding Type of case Attorney of Record DHS attorney Charges listed as needed Application line
Body	Misspelled word(s), missing word(s), extra word(s). Alien's country and gender is correct. Correct I.J. decision date and I.J. gender. Proper grammar. Format do not split a citation between pages, correct and proper citation; use supra and "Act" the second time, move section symbol to the left margin, "Order" typed at the end of the body, Signature line.
Print	: Multiple copies of order for each alien.
Docu	ment Summary Sheet:
	Ensure document summary sheet is attached to draft order.
000	A number matches the order. Attorney has initialed and dated the circ sheet. 3-Board Member case: Confirm attorney has attached a 3 Board Member referral sheet and Convert to 3 Board Member in CASE for each alien and update the green tag. Attorney has marked decision and disposition codes.
	LAs from the 19th and 22nd floor initial and date the sheet on the top left corner. LAs from the 24th floor initial and date the sheet on the top right corner.

Merits Panel Circulation Scanning

Panel 1 Cases

1 and 3-Board Member cases

Scan to

Functional Level:

Board

Responsible Party: Board Mbr Circ.

Panel 2 Cases

1 Board Member cases (highlight the 1 Bd.M on the right corner of the sheet & place ROP in the

library room based on month and categoy)

Scan to

Functional Level:

Board

Responsible Party: Panel 2 Review Room

3-Board Member cases (do not highlight & place ROP on the table outside pat's and Christine's

area)

Scan to

Functional Level:

Board

Responsible Party: Board Mbr Circ.

Green slips (attach a 1 BM vote routing slip; place ROP in the Bd.M's office.)

Scan to

Functional Level:

Board

Responsible Party: Board Member's name - office

DD ISSUES SHEET

Revised Jan 2014

SUBSTANTIVE

SCREENER'S INITIALS/DATE:

PROCEDURAL

Adam Walsh			BENEFICIARY APPEAL	
ADOPTION			BIA LACKS JURISDICTION	
CHILD			- ABANDONED	
FINES			- 485 APPLICATION	
MARRIAGE			- UNTIMELY	
 BONA FIDES OF MARRIAGE 			DIR. DEC.:	
- DIVORCE			DUE DATE:	
- FIANCE			MAILED DATE:	
- MARRIAGE FRAUD			RECEIVED DATE:	
- SECTION 204(c) (PREV. MARRIAGE			BLANK APPEAL	
WAS DET. TO BE FRAUDULENT)				
MISCELLANEOUS			EVIDENCE	
 INSUFFICIENT/LACK OF EVIDENCE 			- NO INITIAL EVIDENCE	
MOTIONS			- EVIDENCE SUBMITTED ON APPEAL	
- MOTION TO REOPEN			- DOCUMENT IN APPEAL NEEDS TRANSLATIO	N
 MOTION TO RECONSIDER 			MOOT APPEAL	5670
- REMAND			NO CATEGORY FOR RELATIONSHIP	
PARENT/CHILD			PETITIONER DECEASED	
REVOCATION:			PETITIONER LESS THAN 21 YEARS OLD	
SIBLING			STEP-CHILD (OVER THE AGE OF 18)	
SON/DAUGHTER			WITHDRAWAL OF APPEAL	
STEP-RELATION			WRONG APPEAL FROM WAS FILED	
SUMMARILY DISMISSED AS ABANDONED				
WAIVER SEC. 212(D)(3) (Advance				
Permission to Enter the US as a				
Non-Immigrant)				
WIDOW(ER)				
			EV 20	
			FY 20	
ORAL ARGUMENT REQUESTED	YES	NO	NA	
ADAM WALSH? DEFENSE OF MARRIAGE ACT? (DOMA)	YES			
DEFENSE OF MARRIAGE ACT? (DOMA)	YES			
NEITHER THE PETITIONER NOR HIS/HER ATTY W/AN E-27 ON FILE SIGNED THE APPEAL				
COMMENTS:				

PREVIOUS ATTY:

In Absentia

Prior Staff Atty & Panel:

Revised October 2018

PL Screener's initials & date:

Alien's Atty of Record/Pro Se (China Only): _____

ISSUE SHEET Abandonment Continued Detention Proceeding Motion to Admin. Close Absentia joint motion Conviction Adjustment to reopen non-opposition to reconsider barred(#bar) Aggravated Felony Counsel-Ineffective Assistance to reinstate Timely Appeal Reinstated Right to Counsel to reissue untimely motion Asylum / Withholding / CAT Credible Fear Proceeding to remand withdrawn motion Asylum / Withholding sua sponte Crewman Asylum Only **NACARA** Withholding Only Crime Inv. Moral Turpitude (CIMT) Torture Convention (CAT) Only Particularly Serious Crime Persecutor **DD Matter** Pereira Battered Spouse/Child / VAWA Defective or Missing Transcript Place of Deport/Removal Bond DHS Appeal/MTR Protective Order [§1003.46(e)] Moot Bond Drug Offense Registry Cancellation § 240A(a) / LPR Equitable Tolling Remand Pilot Cancellation § 240A(b) / nonLPR Evidence Cancellation § 240A(b) / battered Removability contested Cancellation - EEUH Rescission Fair Hearing **Due Process** Smuggling CHINA **IJ Conduct** Coercive Population (CPC) VTC hearing Stowaway / Asylum Falun Gong Federal Court Remand Summary Dismissal Religion Fraud Suspension Political IJ/Certification Termination Citizenship IJ MTR Appeal Terrorist / Material Support Bar DHS/CIS exemption Circuit Untimely / #barred First Temporary Protected Status (TPS) Jurisdiction - BIA Second Unaccompanied Alien Child (UAC) Appeal Untimely Third Voluntary Departure (V.D.) Appeal Withdrawn Fourth Departure Bar (Alien removed) Fifth Venue Interlocutory Sixth Waivers Seventh No Brief (from appealing party) Section 212(c) Eighth Lost Alien Section 212(h) Ninth Section 212(i) Marriage Fraud Act (216 waivers) Tenth Smuggling waiver Eleventh Mental Competency Other waivers **Oral Argument Requested?** YES NO N/A Country: China (PRC) / Colombia / India / Haiti / Mexico / Indonesia Fee Waiver Requested? YES NO N/A Other: Comments: Deportation / Exclusion / Removal Date MTR Filed: ___

FY 20___

Please complete this form and staple it to front of the ROP. ATT	
):	DATE: Status Inquiry-NO ROP ATTA
ROM:	A#:
ock Stopped? ☐ Yes ☐ No	
PRIORITY TEAM LEADER — EASTERN REGION TEAM LEADER	ADER — WESTERN REGION TEAM LEADER
☐ MISSING CHARGING DOCUMENTS (OSC, I-122, NTA)	☐ MISSING SUSPENSE ITEM:
☐ APPEAL MISSING FROM ROP	☐ ROP(s) NEED BARCODE
☐ MISSING ROP(s) (lead or riders)	☐ ROP BARCODED INCORRECTLY
☐ MISSING REJECTION NOTICE FOR APPEAL	☐ APPEAL NEEDS TO BE ENTERED
APPEAL ENTERED INCORRECTLY	
☐ Check Dates (Appeal form, Briefing schedule, extension dates, etc.)	
□ ADDRESS DISCREPANCY. Discrepancy between system addres	s and address on recent correspondence.
REQUEST EOIR-33	
□ REQUEST EOIR-27	
TAPE, TRANSCRIPT OR IJ DECISION PROBLEM	
☐ MISSING TRANSCRIPT	KSSS SIMMS SPENST VICE TO
☐ INCOMPLETE/ DEFECTIVE TRANSCRIPT (see pg #)	
☐ MISSING DECISION	□ VERIFY DETENTION STATUS
□ DEFECTIVE TAPE	
□ MISSING TAPE	
□ BRIEFING OR EXTENSION PROBLEM	
☐ BRIEFING SCHEDULE MAILED TO WRONG ADDRESS	
☐ SET OR RESET BRIEFING SCHEDULE	
□ RESPOND TO EXTENSION REQUEST	
□ REJECT LATE BRIEF, FILED BY:	
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OTHER:	
☐ OTHER: ☐ COMMENTS:	ADDITIONAL COMMENTS
	DATE:
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